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**FACSIMILE COVER SHEET**

**To: FILING RECEIPT CORRECTIONS**

**OIPE**

**Commissioner for Patents**

**PO Box 1450**

**Alexandria, CA 22313-1450**

**Facsimile No. (703) 746-9195**

**Re: Application No. 10/722,246**

**U.S. Non-Provisional Patent Application for**

**ANALYTE MONITORING DEVICE AND METHODS OF USE**

**Inventor: James Say et al.**

**Filing Date: November 24, 2003**

**Our File No. TS-02-18**

**From: Kuni Oh, Esq.**

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**Pages: 6 (Including Cover Sheet)**

**Date: March 4, 2005**

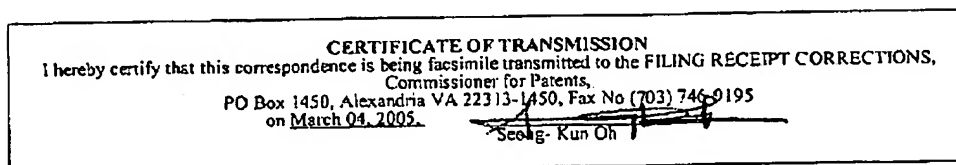
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of ) Group Art Unit: 3731  
James SAY et al ) Examiner:  
Appln. No. 10/722,246 ) TRANSMITTAL  
Filed: November 24, 2003 ) FOR REQUEST FOR  
For: ANALYTE MONITORING DEVICE ) CORRECTION OF OFFICIAL FILING  
AND METHODS OF USE ) RECEIPT  
Customer No. 30349  
Jackson & Co., LLP  
6114 La Salla Ave., # 507  
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Filing Receipt Corrections - Office of Initial Patent Examination  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed please find the following:


1. Transmittal (in duplicate);
2. Request for Correction of Official Filing Receipt;
3. Deposit Account Authorization (in duplicate); and
4. Certificate of Transmission (in duplicate).

The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR §1.16 or §1.17 to Deposit Account No. 50-2019. A duplicate of this transmittal is attached.

Respectfully submitted,  
JACKSON & CO., LLP

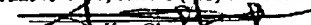
March 4, 2005  
(Date)

(TS-02-18)

By:   
Seong-Kun Oh  
Registration No. 48,210  
Attorneys for Applicant(s)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	Group Art Unit: 3731
James Say et al	)	Examiner:
Appln. No. 10/722,246	)	<b>REQUEST FOR CORRECTION OF</b>
Filed: November 24, 2003	)	<b>OFFICIAL FILING RECEIPT</b>
	)	<b><u>MAILED FEBRUARY 26, 2004</u></b>
For: ANALYTE MONITORING DEVICE	)	<b>Customer No. 30349</b>
AND METHODS OF USE	)	Jackson & Co., LLP
	)	6114 La Salle Ave., # 507
	)	Oakland, CA 94611-2802

**CERTIFICATE OF TRANSMISSION**  
I hereby certify that this correspondence is being facsimile transmitted to the FILING RECEIPT CORRECTIONS,  
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on March 04, 2005.  
  
Seong-Kun Oh

Filing Receipt Corrections - Office of Initial Patent Examination  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant herein submits this request to correct the Official Filing Receipt for the above-referenced application.

In particular, the Official Filing receipt notes that there is inconsistency with respect to the continuation application data with the PTO records in regards to claim of domestic priority to application no 10/420,054.


As such, Applicants herein note that the correct application number information to which priority is claimed, and further, which claims priority to now issued US Patent No. 6,595,509 is Application No. 10/420,057 filed on April 18, 2003.

These changes are also noted in the marked up copy of the official filing receipt enclosed with this transmission. In view of the foregoing, Applicant respectfully requests the correction of the official filing receipt to reflect the accurate priority information for the present application, and the reissuance of a corrected filing receipt.

Respectfully submitted,  
JACKSON & CO., LLP

March 04, 2005  
(Date)

(TS-02-18)

By:   
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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/722,246	11/24/2003	3731	770	TS-02-18	26	10	1

30349  
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 FEB 28 2004  
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CONFIRMATION NO. 6045

## FILING RECEIPT

\*OC000000011981948\*

Date Mailed: 02/26/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

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 Fredric C. Colman, Berkeley, CA;

## Assignment For Published Patent Application

TheraSense, Inc., Alameda, CA;

## Domestic Priority data as claimed by applicant

This application is a CON of 10/420,054 04/21/2003  
 which is a CON of 09/667,199 09/21/2000 PAT 6,565,509  
 which is a CON of 09/070,677 04/30/1998 PAT 6,175,752  
 (\*)Data provided by applicant is not consistent with PTO records.

10/420,057, filed April 18, 2003

## Foreign Applications

If Required, Foreign Filing License Granted: 02/26/2004

Projected Publication Date: 06/03/2004

Non-Publication Request: No

Early Publication Request: No

Title

Analyte monitoring device and methods of use

Preliminary Class

606

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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